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1947

File No. Electricity (surcharge) II

Legal **DEPARTMENT** 47

B **BRANCH**

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Subject:—

P/8 Rules and Notifications under the Bombay Electricity (surcharges) Act, 1946

File No. Electricity (surcharge) II/47

Std. Sectt. Slip 24 B a.

334 - B.

C O N T E N T S.

Legal Department File No. Electricity(surcha
rge) II/47.

Sr. No.	Compilation No.	Subject	Pages
		Rules & Notifns. under the B'bay Electricity (Surcharge) Act, 1946.	
(1)	O. No. 4587 3/5/47.	Sec. 3 (2), (3) —— Notifn. under .	1-3.
(2)	O. No. 5940 6/6/47.	Sec. 3 (6), 5 —— Notifn. under.	5-7.

Madhav Rookadam.
-11/5.
c/5.

16-5-56

Office of the R.L.A.

In place of the draft order proposed by the Public Works Department at page 19 a revised draft thereof is sent herewith. It should be notified in the Bombay Government Gazette, as required by sub-section (2) of section 3 of the Bombay Electricity (Surcharge) Act, 1946 (Bom. XIX of 1946). The following remarks are made, namely:-

(a) Presumably the undertaking of the Dakor Umreth Electricity Co. Ltd., uses diesel oil for the generation of energy within the meaning of Governmnet Notification, Public Works Department, No. 6331/36 (II) dated the 30th September 1946.

(b) Under sub-section (3) of section 3 of the Bombay Electricity (surcharge) Act, 1946, (Bom. XIX of 1946), the rate of surcharge to be fixed under sub-section (2) thereof is not to exceed 33⅓ per centum in the case of undertakings where diesel oil is used for the generation of energy. In the P.W.D. order at pages 19the rate of surcharge at 33½ p.c. seems to be a mistake for 33⅓ p.c. Accordingly, in the revised draft order the rate of surcharge has been mentioned as at 33⅓ p.c. Also, as charges at surcharged rates have to be recovered from consumers of electricity supplied by the compnay, they ought not ordinarily to be recovered retrospectively from 1st March ~~1947~~ 1947 has therefore been dolted in the revised draft order.

(c) Presumably, the P.W.D. does not propose to specify in the proposed order any condition to be observed by the licensee under sub-section (4) of section 3 nor does it require the execution of an undertaking by the licensee under sub-section (5) thereof.

sd/- P.M.L.
Remembrancer of Legal Affairs.

U. H. to P. W. D. No. 4547 dated the 3rd May 1947.

Madhav Rookdan,

11/5.

C/5.

Public Works Department,

Bombay Castle, 1947.

Bombay Electricity (Surcharge) Act, 1946.

O R D E R.

No. - Whereas the Dakor-Umreth Electricity Co. Ltd; licensee of the Dakor-Umreth Electrict License, 1940, has applied for fixing a rate of surcharge on the charges for energy leviable by it under the terms of the ~~xtxd~~ said licence;

And whereas the Government of Bombay considers that a surcharge is desirable in the case of the said licensee;

Now, therefore, in exercise of the powers conferred by sub-section (2) read with sub-section (3) of section 3 of the Bombay Electricity (Surcharge) Act, 1946 (Bom. XIX of 1946), the Government of Bombay is pleased to fix a rate of surcharge at 33 1/3 per cent on the charges for energy leviable by the said Dakor-Umreth Electricity Co. Ltd, under the terms of the said Dakor-Umreth Electric License, 1940.

By order of the Governor of Bombay,

Secretary to Government.

Madhav Raokadam.
11/5.
c/5.

Office of the R.L.A.

In place of the draft Order at p.140, a revised draft thereof is sent herewith.

sd/- P.M.L.
6/6.

Remembrancer of Legal Affairs.

U. R. to P.W.D. No. 5940 dated the 6th June 1947.

Madhav Raokadam.
11/5.
c/5.

Public Works Department,

Bombay Castle, June 1947.

Bombay Electricity (Surchage) Act, 1946.

ORDER.

No. —— In exercise of the powers conferred by sub-section (6) of section 3 read with section 5 of the Bombay Electricity (Surcharge) Act, 1946 (Bom. XIX of 1946) and in modification of the Government Order in the Public Works Department, No. 6331/36, dated the 9th August 1944, in so far as it relates to the Surat Electricity Company, Limited, the Government of Bombay is pleased to direct that the rate of surcharge leviable by the Surat Electricity Company, Limited, shall be reduced from 11% to 5%.

2. This order shall be deemed to have taken effect from the 1st July 1946.

By order of the Governor of Bombay,

Secretary to Government.

Madhav Raokadam.
11/51
c/5.